

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S6273–S6313*

**Measures Introduced:** Two bills and two resolutions were introduced, as follows: S. 2971–2972, S.J. Res. 46, and S. Res. 593. **Page S6302**

**Measures Passed:**

***Cooperation on the Uses of Atomic Energy for Mutual Defense Purposes:*** Senate passed H.R. 5681, to provide for the approval of the Amendment to the Agreement Between the Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland for Cooperation on the Uses of Atomic Energy for Mutual Defense Purposes. **Page S6304**

***St. Clair Regional Airport:*** Senate passed S. 2759, to release the City of St. Clair, Missouri, from all restrictions, conditions, and limitations on the use, encumbrance, conveyance, and closure of the St. Clair Regional Airport. **Pages S6304–05**

***Lyle C. Pearson Community Based Outpatient Clinic:*** Committee on Veterans' Affairs was discharged from further consideration of H.R. 3682, to designate the community based outpatient clinic of the Department of Veterans Affairs located at 1961 Premier Drive in Mankato, Minnesota, as the "Lyle C. Pearson Community Based Outpatient Clinic", and the bill was then passed. **Page S6305**

***PFC Floyd K. Lindstrom Department of Veterans Affairs Clinic:*** Committee on Veterans' Affairs was discharged from further consideration of H.R. 3375, to designate the community-based outpatient clinic of the Department of Veterans Affairs to be constructed at 3141 Centennial Boulevard, Colorado Springs, Colorado, as the "PFC Floyd K. Lindstrom Department of Veterans Affairs Clinic", and the bill was then passed. **Page S6305**

***Lane A. Evans VA Community Based Outpatient Clinic:*** Committee on Veterans' Affairs was discharged from further consideration of S. 2921, to designate the community based outpatient clinic of the Department of Veterans Affairs located at 310 Home Boulevard in Galesburg, Illinois, as the "Lane

A. Evans VA Community Based Outpatient Clinic", and the bill was then passed. **Page S6305**

***Corporal Michael J. Crescenz Act:*** Committee on Veterans' Affairs was discharged from further consideration of S. 229, to designate the medical center of the Department of Veterans Affairs located at 3900 Woodland Avenue in Philadelphia, Pennsylvania, as the "Corporal Michael J. Crescenz Department of Veterans Affairs Medical Center", and the bill was then passed. **Page S6305**

***Officer Tommy Decker Memorial Post Office:*** Senate passed H.R. 43, to designate the facility of the United States Postal Service located at 14 Red River Avenue North in Cold Spring, Minnesota, as the "Officer Tommy Decker Memorial Post Office". **Pages S6305–06**

***Richard K. Salick Post Office:*** Senate passed H.R. 451, to designate the facility of the United States Postal Service located at 500 North Brevard Avenue in Cocoa Beach, Florida, as the "Richard K. Salick Post Office". **Page S6306**

***London Fallen Veterans Memorial Post Office:*** Senate passed H.R. 1391, to designate the facility of the United States Postal Service located at 25 South Oak Street in London, Ohio, as the "London Fallen Veterans Memorial Post Office". **Page S6306**

***Captain Herbert Johnson Memorial Post Office Building:*** Senate passed H.R. 3085, to designate the facility of the United States Postal Service located at 3349 West 111th Street in Chicago, Illinois, as the "Captain Herbert Johnson Memorial Post Office Building". **Page S6306**

***Cynthia Jenkins Post Office Building:*** Senate passed H.R. 3957, to designate the facility of the United States Postal Service located at 218–10 Merrick Boulevard in Springfield Gardens, New York, as the "Cynthia Jenkins Post Office Building". **Page S6306**

***Master Sergeant Shawn T. Hannon, Master Sergeant Jeffrey J. Rieck and Veterans Memorial Post Office Building:*** Senate passed H.R. 4189, to designate the facility of the United States Postal Service located at 4000 Leap Road in Hilliard, Ohio, as the

“Master Sergeant Shawn T. Hannon, Master Sergeant Jeffrey J. Rieck and Veterans Memorial Post Office Building”. **Page S6306**

**Corporal Juan Mariel Alcantara Post Office Building:** Senate passed H.R. 4443, to designate the facility of the United States Postal Service located at 90 Vermilyea Avenue, in New York, New York, as the “Corporal Juan Mariel Alcantara Post Office Building”. **Page S6306**

**Lance Corporal Wesley G. Davids and Captain Nicholas J. Rozanski Memorial Post Office:** Senate passed H.R. 4919, to designate the facility of the United States Postal Service located at 715 Shawan Falls Drive in Dublin, Ohio, as the “Lance Corporal Wesley G. Davids and Captain Nicholas J. Rozanski Memorial Post Office”. **Page S6306**

**Philmore Graham Post Office Building:** Senate passed H.R. 5106, to designate the facility of the United States Postal Service located at 100 Admiral Callaghan Lane in Vallejo, California, as the “Philmore Graham Post Office Building”. **Page S6306**

**James L. Oberstar Memorial Post Office Building:** Senate passed S. 2523, to designate the facility of the United States Postal Service located at 14 3rd Avenue, NW., in Chisholm, Minnesota, as the “James L. Oberstar Memorial Post Office Building”. **Page S6306**

**International Day of Democracy:** Senate agreed to S. Res. 540, recognizing September 15, 2014, as the International Day of Democracy, affirming the role of civil society as a cornerstone of democracy, and encouraging all governments to stand with civil society in the face of mounting restrictions on civil society organizations. **Pages S6306–07**

**Life and Legacy of Louis Zamperini:** Committee on the Judiciary was discharged from further consideration of S. Res. 531, honoring the life, accomplishments, and legacy of Louis Zamperini and expressing condolences on his passing, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page S6307**

Blumenthal (for Feinstein) Amendment No. 3971, to amend the resolving clause. **Page S6307**

**National Phenylketonuria Awareness Day:** Committee on the Judiciary was discharged from further consideration of S. Res. 585, designating December 3, 2014, as “National Phenylketonuria Awareness Day”, and the resolution was then agreed to. **Page S6307**

**Wreaths Across America Day:** Senate agreed to S. Res. 593, designating December 13, 2014, as “Wreaths Across America Day”. **Pages S6307–08**

**Orr Nomination:** Senate resumed consideration of the nomination of Franklin M. Orr, Jr., of California, to be Under Secretary for Science, Department of Energy. **Pages S6292–93**

During consideration of this nomination today, Senate also took the following action:

By 71 yeas to 25 nays (Vote No. 306), Senate agreed to the motion to close further debate on the nomination. **Pages S6292–93**

**Hezir Nomination:** Senate resumed consideration of the nomination of Joseph S. Hezir, of Virginia, to be Chief Financial Officer, Department of Energy. **Page S6293**

During consideration of this nomination today, Senate also took the following action:

By 68 yeas to 27 nays (Vote No. 307), Senate agreed to the motion to close further debate on the nomination. **Page S6293**

**Stivers Nomination—Cloture:** Senate began consideration of the nomination of Gregory N. Stivers, of Kentucky, to be United States District Judge for the Western District of Kentucky. **Pages S6293–94**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Joseph S. Hezir, of Virginia, to be Chief Financial Officer, Department of Energy. **Pages S6293–94**

**Leeson Nomination—Cloture:** Senate began consideration of the nomination of Joseph F. Leeson, Jr., of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6294**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Gregory N. Stivers, of Kentucky, to be United States District Judge for the Western District of Kentucky. **Page S6294**

**Griggsby Nomination—Cloture:** Senate began consideration of the nomination of Lydia Kay Griggsby, of Maryland, to be a Judge of the United States Court of Federal Claims for a term of fifteen years. **Page S6294**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Joseph F. Leeson, Jr., of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6294**

**Baran Nomination—Cloture:** Senate began consideration of the nomination of Jeffery Martin Baran, of

Virginia, to be a Member of the Nuclear Regulatory Commission. **Page S6294**

A motion was entered to close further debate on the nomination and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Lydia Kay Griggsby, of Maryland, to be a Judge of the United States Court of Federal Claims for a term of fifteen years. **Page S6294**

**McFerran Nomination—Cloture:** Senate began consideration of the nomination of Lauren McGarity McFerran, of the District of Columbia, to be a Member of the National Labor Relations Board.

**Pages S6294–95**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Jeffery Martin Baran, of Virginia, to be a Member of the Nuclear Regulatory Commission. **Pages S6294–95**

**Williams Nomination—Cloture:** Senate began consideration of the nomination of Ellen Dudley Williams, of Maryland, to be Director of the Advanced Research Projects Agency-Energy, Department of Energy. **Page S6295**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Lauren McGarity McFerran, of the District of Columbia, to be a Member of the National Labor Relations Board. **Page S6295**

**Lodge Nomination—Cloture:** Senate began consideration of the nomination of Virginia Tyler Lodge, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority. **Page S6295**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Wednesday, December 3, 2014, a vote on cloture will occur at 10:30 a.m., on Tuesday, December 9, 2014. **Page S6295**

**Walter Nomination—Cloture:** Senate began consideration of the nomination of Ronald Anderson Walter, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority.

**Page S6295**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Virginia Tyler Lodge, of Ten-

nessee, to be a Member of the Board of Directors of the Tennessee Valley Authority. **Page S6295**

**Nominations—Agreement:** A unanimous-consent-time agreement was reached providing that notwithstanding rule XXII, at 10 a.m., on Thursday, December 4, 2014, all post-cloture time be considered expired, and Senate vote on confirmation of the nominations of Franklin M. Orr, Jr., of California, to be Under Secretary for Science, Department of Energy, and Joseph S. Hezir, of Virginia, to be Chief Financial Officer, Department of Energy; that following these votes, Senate vote on the motions to invoke cloture on the following nominations: Gregory N. Stivers, of Kentucky, to be United States District Judge for the Western District of Kentucky, Joseph F. Leeson, Jr., of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, and Lydia Kay Griggsby, of Maryland, to be a Judge of the United States Court of Federal Claims; that if cloture is invoked on any of these nominations, that the time until 1:45 p.m. be in morning business, for debate only, equally divided in the usual form, and that at 1:45 p.m., all post-cloture time be considered expired, and Senate vote on confirmation of the nominations in the order upon which cloture was invoked; that following these votes, Senate vote on the motions to invoke cloture on the following nominations: Jeffery Martin Baran, of Virginia, to be a Member of the Nuclear Regulatory Commission, Lauren McGarity McFerran, of the District of Columbia, to be a Member of the National Labor Relations Board, and Ellen Dudley Williams, of Maryland, to be Director of the Advanced Research Projects Agency-Energy, Department of Energy; that if cloture is invoked on any of these nominations, that on Monday, December 8, 2014, following Leader remarks, the time until 5:30 p.m., be in morning business, for debate only, equally divided in the usual form; and that at 5:30 p.m., all post-cloture time be considered expired, and Senate vote on confirmation of the nominations in the order upon which cloture was invoked; that following those votes, Senate be in a period of morning business, for debate only, that on Tuesday, December 9, 2014, Senate be in a period of morning business, for debate only, with the time equally divided in the usual form, and at 10:30 a.m., Senate vote on the motions to invoke cloture on the nominations of Virginia Tyler Lodge, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority, and Ronald Anderson Walter, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority; that if cloture is invoked, the time until 6 p.m., be in morning business, for debate only, equally divided in the usual form; and that at 6 p.m., all post-cloture time be

considered expired, and Senate vote on confirmation of the nominations in the order listed; and that there be two minutes for debate prior to each vote, and all roll call votes after the first vote in each sequence be 10 minutes in length. **Pages S6295–96**

**Orr and Hezir Nominations—Agreement:** A unanimous-consent agreement was reached providing that all post-cloture time on the nominations of Franklin M. Orr, Jr., of California, to be Under Secretary for Science, Department of Energy, and Joseph S. Hezir, of Virginia, to be Chief Financial Officer, Department of Energy, be considered expired; and that the votes on confirmation of those nominations occur at 10 a.m., on Thursday, December 4, 2014. **Page S6293**

**Nominations Confirmed:** Senate confirmed the following nominations:

By 93 yeas to 2 nays (Vote No. EX. 301), Charlotte A. Burrows, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2019. **Pages S6313, S6273–75**

By 53 yeas to 43 nays (Vote No. EX. 302), P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission for a term of four years. **Pages S6313, S6275–77**

David J. Hale, of Kentucky, to be United States District Judge for the Western District of Kentucky. **Pages S6313, S6277, S6292**

During consideration of this nomination today, Senate also took the following action:

By 65 yeas to 31 nays (Vote No. 303), Senate agreed to the motion to close further debate on the nomination. **Page S6277**

Mark A. Kearney, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Pages S6277–78, S6313, S6278, S6292**

During consideration of this nomination today, Senate also took the following action:

By 60 yeas to 36 nays (Vote No. 304), Senate agreed to the motion to close further debate on the nomination. **Pages S6277–78**

Gerald J. Pappert, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Pages S6313, S6278–92**

During consideration of this nomination today, Senate also took the following action:

By 67 yeas to 28 nays (Vote No. 305), Senate agreed to the motion to close further debate on the nomination. **Page S6278**

**Nominations Received:** Senate received the following nominations:

Routine lists in the Air Force, Army, and Navy. **Pages S6308–13**

**Messages from the House:**

**Page S6300**

**Measures Referred:** **Page S6300**

**Measures Placed on the Calendar:** **Pages S6300, S6273**

**Executive Communications:** **Pages S6300, S6302**

**Executive Reports of Committees:** **Page S6302**

**Additional Cosponsors:** **Pages S6302–03**

**Statements on Introduced Bills/Resolutions:** **Page S6302**

**Additional Statements:** **Pages S6298–S6300**

**Amendments Submitted:** **Page S6303**

**Notices of Intent:** **Page S6304**

**Authorities for Committees to Meet:** **Page S6304**

**Privileges of the Floor:** **Page S6304**

**Record Votes:** Seven record votes were taken today. (Total—307) **Pages S6275–78, S6292–93**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 7:44 p.m., until 9:30 a.m. on Thursday, December 4, 2014. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6308.)

## Committee Meetings

(Committees not listed did not meet)

### FARMERS AND FRESH WATER

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded a hearing to examine farmers and fresh water, focusing on voluntary conservation to protect our land and waters, after receiving testimony from Jason Weller, Chief, Natural Resources Conservation Service, Department of Agriculture; Trudy D. Fisher, Mississippi Department of Environmental Quality former Executive Director, Ridgeland; Mayor D. Michael Collins, Toledo, Ohio; Kristin Weeks Duncanson, Duncanson Growers, Mapleton, Minnesota; Marty D. Matlock, University of Arkansas Office for Sustainability, Fayetteville; and Sean McMahon, Iowa Agriculture Water Alliance, Ankeny.

### NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the nominations of Mark R. Rosekind, of California, to be Administrator of the National Highway Traffic Safety Administration, and Carlos A. Monje, Jr., of Louisiana, to be Assistant Secretary for Transportation Policy, both of the Department of Transportation, and Tho Dinh-Zarr, of Texas, to be a Member of the National Transportation Safety Board, after the nominees testified and answered questions in their own behalf.